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FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

AUG 05 2008
at 11 o'clock and 01 min M. CS
SUE BEITIA, CLERK

Attorney for Defendant
PHILLIP DUNN

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,)	CR. NO. 02-00523-06 HG
)	
Plaintiff,)	STIPULATION AND ORDER
)	REDUCING SENTENCE
vs.)	PURSUANT TO 18 U.S.C.
)	§ 3582(c)
PHILLIP DUNN,)	
)	
Defendant.)	
_____)	

**STIPULATION AND ORDER REDUCING
SENTENCE PURSUANT TO 18 U.S.C. § 3582(c)**

IT IS HEREBY STIPULATED AND AGREED, by and
between the parties herein that, pursuant to 18 U.S.C. § 3582(c), the
Defendant's sentence of 100 months incarceration imposed on June 21,
2004, is reduced to 94 months. All other provisions of the sentence imposed
on June 21, 2004 remain unaltered.

Defendant Phillip Dunn is currently serving a term of imprisonment for an offense involving cocaine base (crack), cocaine, and methamphetamine. Mr. Dunn has spoken to counsel regarding this matter by phone. Mr. Dunn consents to counsel entering into this Stipulation.

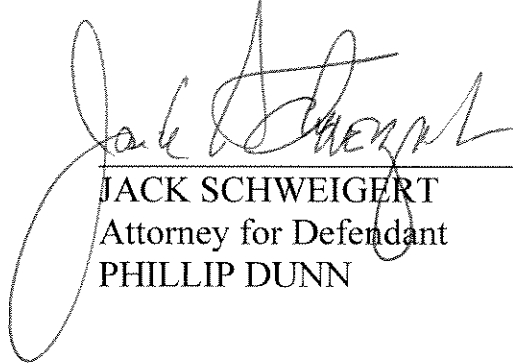
Mr. Dunn was sentenced by this Court on June 21, 2004, to a term of 100 months imprisonment. His guideline range was 240 months based on a statutory minimum bumped up because of a special information filed under 21 U.S.C. § 851. Absent the statutory minimum Mr. Dunn's total offense level was 25 and his criminal history was category V. Because the Government did file a substantial assistance motion pursuant to U.S.S.G. § 5K1.1 and 18 U.S.C. § 3553(e), which the Court granted, Mr. Dunn was sentenced to a term of 100 months incarceration.

In light of the new Sentencing Guideline crack cocaine amendment, and in light of the particular factors unique to this case, the parties agree that Mr. Dunn's sentence should be reduced by 6 months, from 100 months to 94 months.

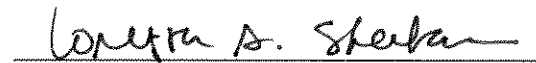
Wherefore, the parties agree that Mr. Dunn's sentence be 94 months incarceration.

IT IS SO STIPULATED.

DATED: Honolulu, Hawaii, August 5th, 2008.



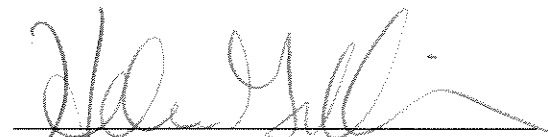
JACK SCHWEIGERT
Attorney for Defendant
PHILLIP DUNN



LORETTA A. SHEEHAN
Attorney for Plaintiff
UNITED STATES OF AMERICA

IT IS APPROVED AND SO ORDERED:

DATED: Honolulu, Hawaii, 8.5.08.



The Honorable HELEN GILLMOR
United States District Judge
District of Hawaii

United States v. Phillip Dunn; Cr. No. 02-00523-06 HG;
STIPULATION AND ORDER REDUCING
SENTENCE PURSUANT TO 18 U.S.C. § 3582(c)